

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE FOR THE SIXTH
JUDICIAL DISTRICT AT KNOXVILLE

STATE OF TENNESSEE,
Plaintiff,

v.

TERRY W. NOEL

Defendant.

PROTECTIVE ORDER

The State's Motion for a Protective Order came on to be heard on Monday, September 6, 1996. Based upon the agreement of the parties, the arguments of counsel and the record herein, the Court finds that the State's motion should be granted.

IT IS ORDERED, ADJUDGED, AND DECREED that all files, documents and other information provided to Mr. Howard G. Hogan, the appointed receiver of the files, shall be under a Protective Order. The conditions are as set forth herein. All parties shall treat the files, documents and other information in a fashion consistent with the Court's previous Order appointing Mr. Hogan as the receiver and granting him all powers and responsibilities under Supreme Court Rule 9, Section 12 . That Order inherently required that all files, documents or information turned over to Mr. Hogan shall be retained in such a fashion to protect and preserve any confidences and privileges such as, but not limited to, attorney-client, work product or other confidences that might attach to each such file, document or information as it relates to a specific consumer or client's legal affairs.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that all parties that have possession of or review any such files, records or documents are hereby ordered to take all necessary steps to ensure that any confidences and privileges such as, but not limited to, attorney-client, work product and other

confidences that might attach to each such file, document or information are preserved.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that before any document shall be released in a fashion inconsistent with this Protective Order or the client's expectation of privacy in legal documents in the possession of his attorney, said party must obtain this Court's approval at an appropriate Hearing.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that in the event specific consumer files, documents or other information are to be released or disclosed, (1) the consumer or client whose files are to be considered by the court for some release or disclosure, (2) the Defendant, (3) the State and (4) Howard G. Hogan, the appointed receiver, shall all have at least ten business days notice of any such Hearing and shall have an opportunity to be heard and to object to the release or disclosure of any such documents, files or information. All parties in possession of a copy of the documents, files or information are hereby prohibited from releasing said documents in any fashion inconsistent with preserving all privileges or other confidences that might attach to the document, file or information of the client or that would violate this Protective Order.

IT IS HEREBY ORDERED, ADJUDGED, and DECREED that this Protective Order shall remain in full force and effect pending further Orders of this Court. This Protective Order shall specifically relate to any client files in the possession of Mr. Hogan including but not limited to any files provided to him by the Defendant Terry W. Noel, Mrs. Janet Carroll, a secretary that formerly worked for Mr. Noel, or any other person.